

CHAPTER 5 MUNICIPAL COURT
(Ordinance 89-14 07-12-89)

ARTICLE 5-1 MUNICIPAL COURT ESTABLISHED; JURISDICTION

There is hereby established in the city a municipal court to be known as the magistrate court which shall have jurisdiction of all violations of this code, and jurisdiction concurrently with justices of the peace of precincts in which the city is located of violation of laws of the state committed within the limits of the city. The magistrate court is established pursuant to the Arizona Constitution and A.R.S. § 22-402.

ARTICLE 5-2 CITY MAGISTRATES

- 5-2-1 Appointment; Compensation
- 5-2-2 Hearing Officers

Section 5-2-1 Appointment; Compensation

The magistrate court shall be composed of a presiding magistrate and such other magistrates as may be determined by the council. The council shall appoint and may remove for cause the presiding magistrate and such additional magistrates appointed. All magistrates shall be appointed for a period of two years, with their compensation to be determined by the council.

Section 5-2-2 Hearing Officer

The council may appoint one or more hearing officers to preside over civil traffic violation cases when the appointment of such hearing officers are necessary to assure prompt disposition of civil traffic violation cases when the city magistrate is unable to hear the case. Hearing officers may hear and dispose of civil traffic violation cases under supervision of the presiding officer of the Sedona Magistrate Court which are appealable to the Superior Court pursuant to A.R.S. Title 22, Chapter 2, Article 4.

ARTICLE 5-3 PROCEEDINGS OF COURT; CONDUCT OF BUSINESS

The proceedings shall be conducted in accordance with the state constitution, the applicable state statutes and rules of the state supreme court pertaining to police courts. The proceedings shall also be conducted in accordance with the rules of criminal procedure for the superior court, unless otherwise prescribed, and providing this code and resolutions of the city are not in conflict therewith. The magistrate court shall at all times be open for transaction of business except on nonjudicial days.

MUNICIPAL COURT

ARTICLE 5-4

DUTIES OF MANAGER AND COUNCIL

- A. The duties of the city manager are:
1. To organize, administer, supervise and plan for all nonjudicial magistrate court operations, including personnel, payroll and insurance administration.
 2. To review magistrate court schedule to insure maximum utilization of city resources and recommend changes to the city magistrate and to the city council to improve such utilization.
 3. Collection and safekeeping of all monies, including fines, penalties and fees collected in the magistrate court, except as otherwise provided by law.
- B. Duties of the council are to provide for the financial, physical, personnel and consulting requirements of the city court.

ARTICLE 5-5

BAIL

Rule 7 of the Rules of Criminal Procedure shall govern release of all defendants, where applicable.

ARTICLE 5-6

JURY

- A. The formation, summoning, drawing, disposition of names and the impaneling of jurors in the magistrate court of the city shall be accomplished in the same manner as provided for in courts of record as more fully set forth in A.R.S. Title 21, Chapter 3 (A.R.S. § 21-301 through 21-351), and as hereafter may be provided.
- B. For the selection of potential jurors, the list of registered voters and licensed drivers shall be furnished by the respective clerks of Coconino and Yavapai Counties.